

# Exhibit 70

Declaration of Dean M. Harvey in Support of Plaintiffs'  
Opposition Briefs, February 7, 2014,  
(Dkt. 607)

(Public - redacted under seal portions)

231APPLE123280

**Google Mutual Non-Disclosure Agreement**  
V032404C.1

This Mutual Non-Disclosure Agreement ("Agreement") is made and entered into between Google Inc., for itself and its subsidiaries and affiliates ("Google"), and "Participant" identified below, individually referred to as a "Party" and collectively referred to as the "Parties". The Parties wish to exchange Confidential Information (as defined below in Section 2) for the following purpose(s): a) to evaluate whether to enter into a contemplated business transaction; and b) if the Parties enter into an agreement related to such business transaction, to fulfill each Party's confidentiality obligations to the extent the terms set forth below are incorporated therein (the "Purpose"). The Parties have entered into this Agreement to protect the confidentiality of information in accordance with the following terms:

1. The Effective Date of this Agreement is 2/11/05

Google Inc.

By:

Name:

Title:

Address:

Date:

George Reyes  
George Reyes  
CFO



Participant:

Apple Computer, Inc.

By:

Name:

Title:

Address:

Date:

Preston Patton

Senior Manager

1 Infinite Loop, Mail Stop 38-3CM, Cupertino, CA 95014

2/18/05

(Rev. 032404)